

IN THE UNITED STATES RECEIVING OFFICE

Applicant : Robert Simari
 Serial No. : 09/980,525
 Filed : November 15, 2001
 Title : ADENOVIRUS VECTORS ENCODING BRAIN NATRIURETIC PEPTIDE

BOX PCT

Commissioner for Patents
 Washington, D.C. 20231

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Responsive to the Notification of Missing Requirements under 35 U.S.C. 371
 mailed January 18, 2002, Applicant as a small entity submits herewith the following:

- ☒ Payment of the surcharge of \$65 for late filing of the basic filing fee and/or declaration;
- ☒ A Combined Declaration and Power of Attorney in compliance with 37 CFR §1.63 (2 sheets);
- ☒ Paper copy of Sequence Listing (6 sheets);
- ☒ Computer Readable Copy of Sequence Listing;
- ☒ Preliminary Amendment (3 sheets); and
- ☒ Verified Statement Under 37 CFR 1.821(f) (1 sheet).

03/21/2002 UEDUVIJE 00000080 09980525

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65.00 0P

CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. EL734686763US

I hereby certify under 37 CFR §1.10 that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

March 18, 2002
 Date of Deposit

Signature

Vince Defante
 Typed or Printed Name of Person Signing Certificate

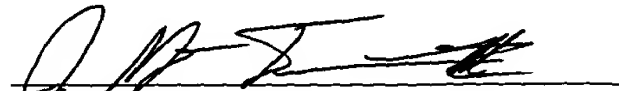
Applicant : Robert Siman
Serial No. : 09/980,525
Filed : November 15, 2001
Page : 2

Attorney's Docket No.: 07039-280001

It is understood that this perfects the application and no additional papers or filing fees are required. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: March 19, 2002



J. Patrick Finn III, Ph.D.
Reg. No. 44,109

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MSE
JXF

UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/980,525	Robert Simari	07039-280001

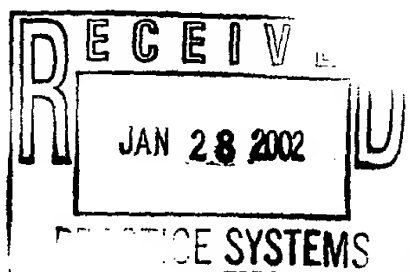
INTERNATIONAL APPLICATION NO.

PCT/US00/14351

I.A. FILING DATE	PRIORITY DATE
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05/24/2000

Mark S Ellinger
Fish & Richardson
60 South Sixth Street Suite 60
Minneapolis, MN 55402



CONFIRMATION NO. 5964

371 FORMALITIES LETTER



OC00000007329828

Date Mailed: 01/18/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Biochemical Sequence Listing
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Small Entity Statement

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):
 - A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).
 - APPLICANT MUST PROVIDE:
 - An initial or substitute computer readable form (CRF) of the "Sequence Listing."
- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:
 - For Rules Interpretation, call (703) 308-4216
 - To Purchase PatentIn Software, call (703) 306-2600

- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

DEBORAH D WILLIAMS

Telephone: (703) 305-3744

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/980,525	PCT/US00/14351	07039-280001

DOCKETED BY PRACTICE SYSTEMS

ACTION: PCT 2M Missing Regs.
 BASE: 1-18-02
 DUE: 3-18-02
 DEADLINE: 7-18-02
 INITIALS: gm

DOCKETED BY PRACTICE SYSTEMS

ACTION: Self Listing - 2 mo.
 BASE: 1-18-02
 DUE: 3-18-02
 DEADLINE: 7-18-02
 INITIALS: gm

Docketed By Billing Secretary
Due Date: <u>3/18/02</u>
Deadline: <u>7/18/02</u>
Initials: <u>DSV 1/30/02</u>

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Initials: <u>DSV 1/30/02</u>

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Art Unit : Unknown
Examiner : Unknown

BOX SEQUENCE

Commissioner for Patents
Washington, D.C. 20231

VERIFIED STATEMENT UNDER 37 CFR §1.821(f)

I, Judith A. Wasilkus, declare that I personally prepared the paper and the computer-readable copy of the Sequence Listing filed herewith for the above-identified application and that the content of both is the same.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of The United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: March 18, 2002

Judith A. Wasilkus
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March 18, 2002
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[Signature]
Signature

Vince Defante
Typed or Printed Name of Person Signing Certificate